

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X
KELLY PRICE,

Plaintiff,

-against-

**STATEMENT OF
WAIVER OF SERVICE
OF SUMMONS**

SIMMONS, *et al.*,

Defendants.

1:15-cv-05871 (KPF)

-----X
Pursuant to Rule 4(d) of the Federal Rules of Civil Procedure, defendant City of New York agrees to waive service of summons in this case, and unless otherwise ordered by the Court, defendant City of New York shall answer or otherwise respond to the Complaint within sixty (60) days from the date of this waiver.

Dated: New York, New York
November 14, 2016

ZACHARY W. CARTER
Corporation Counsel of the City of New York
Attorney for defendant City of New York

By: /s/
Elissa B. Jacobs
Senior Counsel
Special Federal Litigation Division
New York City Law Department
100 Church Street
New York, New York 10007
(212) 356-3540

cc: **BY FIRST CLASS MAIL**
Kelly Price
Plaintiff Pro Se
534 W. 187th Street, Apt. 7
New York, New York 10033
(via Mail)